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Docket No.

217649US2X PCT

IN RE APPLICATION OF: Masayuki KAGOSHIMA

SERIAL NO: 10/018,859

FILED:

December 26, 2001

FOR:

HYBRID CONSTRUCTION MACHINE AND CONTROL APPARATUS THEREOF

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

| SIR: Transmitted herewith is an amendment in the above-identified application.       | TECHNO | מבנ |
|--|--------|-----|
| No additional fee is required  | 507    | S   |
| ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed. | 74     | -1  |
| ☐ Additional documents filed herewith:   | EIT    | 200 |

The Fee has been calculated as shown below:

| CLAIMS      | CLAIMS<br>REMAINING |   | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID | NO.<br>EXTRA<br>CLAIMS |   | RATE   |        | CALCULATIONS |
|-------------|---------------------|---|---|------------------------|---|--------|--------|--------------|
| TOTAL       | 16                  | MINUS   | 20                                      | 0                      | х | \$18   | =      | \$0.00       |
| INDEPENDENT | 3                   | MINUS   | 3                                       | 0                      | х | \$84   | =      | \$0.00       |
|             |                     | ☐ MULTIPLI                                    | E DEPENDENT                             | CLAIMS                 | + | \$280  | =      | \$0.00       |
| : '<br>     |                     | TOTAL OF ABOVE CALCULATIONS                   |   |                        |   |        | \$0.00 |              |
|             |                     | ☐ Reduction by 50% for filing by Small Entity |   |                        |   |        | \$0.00 |              |
|             |                     | ☐ Recordation of Assignment + \$40 =          |   |                        |   | \$0.00 |        |              |
|             |                     |   |   |                        |   | ТОТ    | 'AL    | \$0.00       |

- $\square$  A check in the amount of \$0.00 is attached.
- Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

22850

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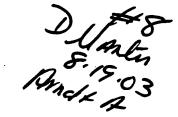
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OBLON, SPIVAK, McCLELLAND,

Attorneys of Record

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

MASAYUKI KAGOSHIMA

SERIAL NO.: 10/018,859

FILED: DECEMBER 26, 2001

FOR: HYBRID CONSTRUCTION MACHINE AND CONTROL APPARATUS THEREOF

## **AMENDMENT**

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Action dated June 11, 2003, please amend the aboveidentified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 7 of this paper.